

**THE DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE CONTROL BOARD**

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<b>In the Matter of:</b>	)	
	)	
Washington Restaurants, LLC	)	License Number: 81339
t/a Buddha Bar	)	Order Number: 2010-421
	)	
Applicant for a Substantial Change	)	
to a Retailer's Class CR License	)	
at premises	)	
455 Massachusetts Avenue, N.W.	)	
Washington, D.C. 20001	)	
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Washington Restaurants, LLC, t/a Buddha Bar, Applicant

Karen Wirt, Chairperson, Advisory Neighborhood Council (ANC) 6C

**BEFORE:** Charles Brodsky, Chairperson  
Nick Alberti, Member  
Donald Brooks, Member  
Calvin Nophlin, Member  
Mike Silverstein, Member

**ORDER ON AMENDMENT TO VOLUNTARY AGREEMENT**

The official records of the Alcoholic Control Board (Board) reflect that Washington Restaurants, LLC, t/a Buddha Bar (Applicant), filed an Application for a Substantial Change to its Retailer's Class CR License located at 455 Massachusetts Avenue, N.W., Washington, D.C. The Applicant and Chairperson Wirt, on behalf of ANC 6C, have entered into an Amendment to Voluntary Agreement (Agreement) dated June 17, 2010, setting forth the terms and conditions that govern the operation of the Applicant's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Applicant and Chairperson Wirt, on behalf of ANC 6C, are signatories to the Agreement.

Washington Restaurant, LLC  
t/a Buddha Bar  
License No: 81339  
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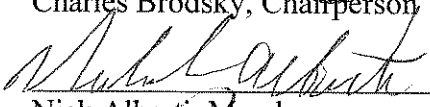
Accordingly, it is this 4th day of August 2010, **ORDERED** that:

1. The Application filed by Washington Restaurants, LLC, t/a Buddha Bar, for a Substantial Change to its Retailer's Class CR license located at 455 Massachusetts Avenue, N.W., Washington, D.C., is **GRANTED**;
2. The above-referenced Amendment to Voluntary Agreement submitted by the Parties to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order; and
3. Copies of this Order shall be sent to the Applicant and Advisory Neighborhood Commission 6C.

District of Columbia  
Alcoholic Beverage Control Board



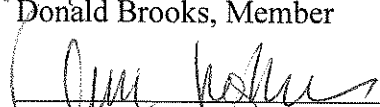
Charles Brodsky, Chairperson



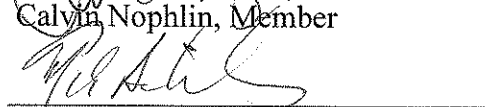
Nick Alberti, Member



Donald Brooks, Member



Calvin Nophlin, Member



Mike Silverstein, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), any party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 1250 U Street, N.W., Third Floor, Washington, DC 20009.

### AMENDED VOLUNTARY AGREEMENT

This Amendment ("Amendment") is made this \_\_\_\_ day of June 2010 by and between Washington Restaurants, LLC t/a Buddha Bar ("Applicant"), and Advisory Neighborhood Commission 6C ("ANC") (collectively, the "Parties").

WITNESSETH

WHEREAS, Applicant has received a Class "R" license for a business establishment ("Establishment") located at 455 Massachusetts Avenue, N.W. Washington, D.C. 20004 ("Premises");

WHEREAS, Advisory Neighborhood Commission 6C is the ANC in which the Applicant is location;

WHEREAS, the Parties have entered into an Agreement dated \_\_\_\_ May 2009 and would like to amend said Agreement for the purposes of adding outdoor seating ("Café");

NOW, THEREFORE, in consideration of the recitals set forth above and the mutual covenants and conditions set forth below, the Parties agree as follows:

1. Section 3 of the Agreement – the last sentence regarding the Sidewalk Café shall be amended to read as follows:

"The Applicant shall close the Massachusetts Avenue side of the Sidewalk Café Sunday through Thursday no later than 11:00 P.M. and Friday and Saturday no later than 1:00 A.M. Close shall mean that all patrons shall exit the area and no patrons will be sitting in that section of the Premises after these times."

2. Section 4 of the Agreement shall be amended to read as follows:

**"Sidewalk Café.** Applicant plans to provide sidewalk café seating for 76 patrons. Applicant agrees that is shall not seek to expand the capacity of the sidewalk café without further amendment of the Agreement. Applicant will direct that its employees inspect the sidewalk café at least

once each hour to ensure its cleanliness. The hours shall be as stated in Section 1 herein above. "

3. Section 5 of the Agreement regarding **Noise and Privacy** shall be amended by adding the following:

Applicant shall take reasonable steps to reduce the noise emanating from the Sidewalk Café. Each table placed in the Sidewalk Café shall have an umbrella. There shall be no hostess or greeter stand outside for the Sidewalk Café.

4. All other terms and conditions of the Agreement dated May \_\_\_\_, 2009 shall remain in full force and effect.

ANC 6C

KAREN WIRT, ANC 6C Chair

BY: Printed Name

Karen J. Wirt

Signature

6.17.10

Date:

APPLICANT:

Washington Restaurants, LLC t/a Buddha Bar

BY: D. Kligor

DOV KLIGOR, MANAGING MEMBER